

**EXHIBIT “A”**

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1 MARK A. GOODMAN, ESQ.  
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Email: [Mark@Goodmanlawnevada.com](mailto:Mark@Goodmanlawnevada.com)  
Attorney for Defendants/Counterclaimants  
DAN RASURE  
WIND PUMP POWER, LLC  
SUNFLOWER WIND, LLC

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \* \*

12 NEVADA CONTROLS, LLC, a Nevada ) Case No. 3-12-cv-00068-HDM-VPC  
13 Limited Liability Company, )  
14 Plaintiff, )  
15 v. )  
16 WIND PUMP POWER, LLC, a Kansas )  
17 Limited Liability Company, SUNFLOWER )  
18 WIND, LLC, a Kansas Limited Liability )  
19 Company; DAN RASURE, an individual, )  
20 Defendants. )  
21 WIND PUMP POWER, LLC, a Kansas )  
22 Limited Liability Company, )  
23 Counterclaimant, )  
24 v. )  
25 NEVADA CONTROLS, LLC, a Nevada )  
26 Limited Liability Company, )  
27 Counterdefendant. )  
28 STATE OF NEVADA )  
 ) ss.  
 ) DECLARATION OF MARK A.  
 ) GOODMAN, ESQ.  
 ) Judge Howard D. McKibben  
 ) [LOCAL RULE IA 10-6]

1 COUNTY OF WASHOE )

2 MARK A. GOODMAN, ESQ., being first duly sworn, deposes and says:

3 1. I am an attorney duly licensed to practice law before all of the courts in the  
4 State of Nevada.

5 2. I am the attorney of record for Defendant, SUNFLOWER WIND, LLC, in  
6 the above-entitled matter.

7 3. I make this Affidavit in support of my Motion to Withdraw.

8 4. On or about April 5, 2013, I received the letter from David D. Swenson,  
9 Esq., of Swenson, Brewer & Long, Chartered, a true and correct copy of which is attached  
10 hereto as **Exhibit “B”** and made a part hereof.

11 5. In his letter, Mr. Swenson indicates “the only link that Sunflower Wind has  
12 to the Nevada Controls’ action is that Wind Pump Power is referred to as aka Sunflower  
13 Wind, LLC in the Mutual Non-Disclosure and Confidentiality Agreement between the  
14 parties”; that “there are at least twenty-five (25) shareholders of Sunflower Wind”; and that  
15 “Sunflower Wind’s involvement in this matter is tenuous at best, and it should have been  
16 dismissed form the action some time ago.”

17 6. Mr. Swenson attaches to his letter an excerpt of a Deposition, taken  
18 February 11-12, 2013, in a shareholder derivate action entitled “Cynthia Strnad and Jill  
19 Strnad, Plaintiffs, vs. Sunflower Wind, LLC, Daniel Rasure and 3405 Building, LLC,  
20 Defendants,” in the District Court of Reno County, Kansas, Case No. 2012-CV-202.

21 7. I now believe that there exists a conflict of interest in the present case  
22 between my representation of Mr. Rasure and my representation of Sunflower Wind, Mr.  
23 Rasure may need to share confidential information with me that could bear on the  
24 shareholder derivative action against Mr. Rasure and Cynthia and Jill Strnad.

1       8.     No trial date has been assigned to this dispute, and no delay will result to  
2 any party as a result of this withdrawal of counsel.

3       9.     In the event this Motion is granted, the address at which Defendant,  
4 SUNFLOWER WIND, LLC, may be served with notice of all further proceedings in this  
5 case is, as follows:

6             Sunflower Wind, LLC  
7             c/o David D. Swenson, Esq.  
8             Swenson, Brewer & Long, Chartered  
9             613 Washington Street  
10           Post Office Box 549  
11           Concordia, Kansas 66901-0549

12           I declare under penalty of perjury under the law of the State of Nevada that the  
13 foregoing is true and correct.

14           DATED: Friday, May 03, 2013.

15                             /s/ Mark A. Goodman

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17                             MARK A. GOODMAN, ESQ.